UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

IN RE: NAVIDEA BIOPHARMACEUTICALS LITIGATION

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 11/23/2021

Case No.: 1:19-cv-01578-VEC

**ECF** Case

## PROPOSED SO-ORDERED STIPULATION REGARDING DEPOSITION OF WILLIAM F. MURRAY

WHEREAS, on July 28, 2021, Plaintiff Navidea Biopharmaceuticals, Inc. ("Navidea") and Defendant Dr. Michael M. Goldberg ("Dr. Goldberg") (collectively, the "Parties") filed a Stipulation Regarding Expert Discovery setting forth the dates by which the Parties were to, *inter alia*, identify and depose each other's expert witnesses [ECF No. 216], which the Court entered on July 28, 2021 [ECF No. 217];

WHEREAS, on September 22, 2021, Dr. Goldberg filed a Joint Letter requesting extensions to certain dates in the So-Ordered Stipulation Regarding Expert Discovery [ECF No. 227], which the Court granted on September 23, 2021 [ECF No. 228];

WHEREAS, pursuant to the So-Ordered Stipulation Regarding Expert Discovery, entered on September 23, 2021, "[n]o later than November 23, 2021, the parties must meet and confer and finalize a stipulation to be submitted to the Court, setting forth the date, time and location of the deposition of [Navidea's] expert[]" [ECF No. 228].

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned counsel for the Parties, that:

1. William F. Murray, Navidea's expert witness, shall appear for an in-person deposition commencing at 10:00 a.m. on November 30, 2021, in Hartford, Connecticut.

Dated: New York, New York November 23, 2021

Barry M. Kazan

Mintz & Gold LLP

600 Third Avenue, 25<sup>th</sup> Floor New York, New York 10016

Tel.: (212) 696-4848 Fax: (212) 696-1231

Kazan@mintzandgold.com

 $Attorneys \ for \ Plaintiff/Counterclaim \ Defendant$ 

Navidea Biopharmaceuticals, Inc. and

Third-Party Defendant

Macrophage Therapeutics, Inc.

Gregory Zimmer

360 Lexington Avenue, Suite 1502

New York, New York 10017

Tel.: (914) 402-5683

Fax: (914) 402-5683

GZimmer@GZimmerLegal.com

Attorneys for Defendant / Counterclaim Plaintiff /

Third-Party Plaintiff

Michael M. Goldberg M.D.

Date: 11/23/2021

HON. VALERIE CAPRONI

UNITED STATES DISTRICT JUDGE